## FEDERAL COMMUNICATIONS COMMISSION

MAR 1 9 1999

Washington, D. C. 20554 DOCKET FILE COPY ORIGINAL

OFFICE OF MANAGING DIRECTOR

> Mr. Attila Kossanyi WKTX Vice President Nationality Broadcasting Network 178 N. Mecca St. Cortland, Ohio 44410

> > Re: Request for Waiver of Regulatory Fee

Dear Mr. Kossanyi:

This is in response to your inquiry requesting a waiver of the regulatory fees for WKTX.

In establishing its regulatory fee program, the Commission recognized that in certain instances payment of a regulatory fee may impose an undue financial hardship upon a licensee. the Commission decided to grant waivers or reductions of its regulatory fees in those instances where a "petitioner presents a compelling case of financial hardship. " Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), reconsideration granted, 10 FCC Rcd 12759 (1995). The Commission further held that regulatees can establish financial need by submitting:

[I]nformation such as a balance sheet and profit and loss statement (audited, if available), a cash flow projection . . . (with an explanation of how calculated), a list of their officers and their individual compensation, together with a list of their highest paid employees, other than officers, and the amount of their compensation, or similar information.

10 FCC Rcd at 12761-2762.

In determining whether a licensee has sufficient revenues to pay its regulatory fees, the Commission relies upon a licensee's cash flow, as opposed to the entity's profits. Thus, although deductions for amortization and depreciation, which do not affect cash flow, and payments to principals, reduce gross income for tax purposes, those deductions also represent money which is considered to be available to pay the regulatory fee.

You have submitted a Profit and Loss Statement for the first nine months of 1998, which establishes a compelling case of financial hardship. There was no deduction for amortization or depreciation and your profit and loss statement showed that your expenses exceeded your income. Under these circumstances, WKTX has

established a pattern of financial losses constituting a compelling case of financial hardship and meriting a waiver of the FY 1998 regulatory fee.

The waiver, however, is limited to the FY 1998 regulatory fees. If WKTX continues to experience financial hardship, you may request waivers of the regulatory fees for FY 1999 and succeeding years supported by appropriate documentation.

If you have any questions concerning the regulatory fees, please call the Chief, Fee Section at (202) 418-1995.

Sincerely yours,

Mark Reger

Chief Finanical Officer

## 000000 BCB-98-090

Jerry



Classic Oldies WKTX

September 15, 1998

FCC
Office of the Managing Director
1919 M. Street, N.W., Room 450
Washington D.C. 20554
attn: Regulatory Fee Waiver/Reduction Request

Dear Sirs,

I would respectfully ask that you review our financial status in regards to our 1998 regulatory fees so that WKTX may be given a Waiver of our 1998 regulatory fee.

Our year started with the President of the company needing a triple bypass as well as our Morning DJ and top sales person resigning on the same day. In April we decided to change formats which has proved to be a good decision, it was not an easy move. We have made great strides but have not been able to turn 9 months of losses into profits yet but next year looks to be good. You will see the following reports will show the financial trend with the new format which went on the Air in May, August we broke even. I have included all of the graphs so you can see for yourself.

We feel good about the future many of the other stations have been bought and merged this left a glut of unemployed salespeople that have joined us and brought their accounts with them. If you should need any additional information please don't hesitate to contact us.

Sincerely.

Attila Kossanyi

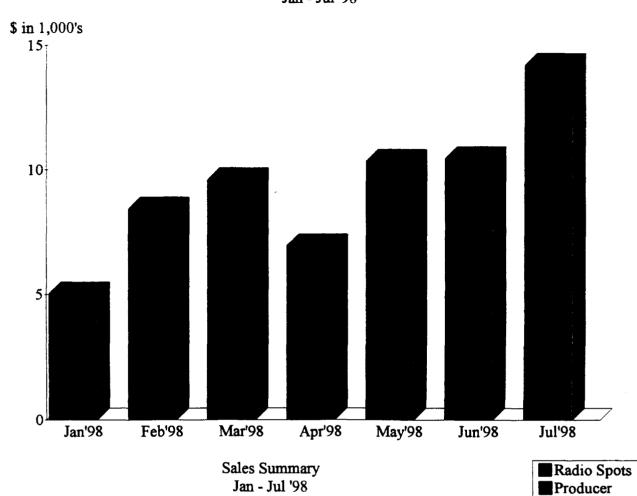
WKTX Vice President

Rec'd BCB 9/23/98

330/638-0830 Fax: 330/637-0830 nbn @ mail.multiverse.com

178 N. Mecca St.

Cortland, Ohio 44410



Radio Spots	%61.92
Producer	25.17
TV	4.48
■Video	4.4(
Advertising	3.87
Adjustment	\$-2,237.25
. Agency Discou	\$-482.5(
Greetings	0.15
Fee	0.02
Sub-Total	\$65,131.2

## READ INSTRUCTIONS CAREFULLY APPROVED BY OMB 3060-0589 BEFORE PROCEEDING FEDERAL COMMUNICATIONS COMMISSION :58835 RPECIAL LISE REMITTANCE ADVICE CC USE ONLY PAGE NO. OF (1) LOCKBOX # SECTION A - PAYER INFORMATION 3) TOTAL AMOUNT PAID (dollars and cents) (A) ZIP CODE 6) CIT 4414 89 IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C) SECTION B - APPLICANT INFORMATION 11) APPLICANT NAME of paying by credit card, enter na (12) STREET ADDRESS LINE NO. 1 (13) STREET ADDRESS LINE NO. 2 (14) CIT 15) STATE 16) ZIP CODE (17) DAYTIME TELEPHONE NUMBER (Include area code) (18) COUNTRY CODE (If not in U.S.A.) COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEETS (FORM 159-C) SECTION C - PAYMENT INFORMATION 19A) FCC CALL SIGN/OTHER IS (20A) PAYMENT TYPE CODE (PTC (22A) FEE DUE FOR (PTC) IN BLOCK 26 WKTX IZAN ECC CODE 2 830 19B) FCC CALL SIGNOTHER ID (22B) FEE DUE FOR (PTC) IN BLOCK 20B (20B) PAYMENT TYPE CODE (PTC) CC USE ONLY (19C) FCC CALL SIGN/OTHER ID (20C) PAYMENT TYPE CODE (PTC) (21C) QUANTITY CC LISE ONLY (22C) FEE DUF FOR (PTC) IN BLOCK 20C (23C) FCC CODE 1 24C) FCC CODE 2 (19D) FCC CALL SIGN/OTHER ID (20D) PAYMENT TYPE CODE (PTC) CC USE DALLY (220) FEE DUE FOR (PTC) IN BLOCK 200 (21D) QUANTITY (24D) FCC CODE 2 (23D) FCC CODE 1 SECTION D - TAXPAYER INFORMATION (REQUIRED) LICANT NAME IN B-11 IS DIFFERENT FROM PAYER NAME IN A-2 0 PAYER TIN APPLICANT TIN

PAYER TIN 0341236227 APPLICANT TIN 0

SECTION E - CERTIFICATION

1, M. Klos Kossam, Certify under penalty of perjury that the foregoing and supporting information

(PRINT NAME)

SECTION F - CREDIT CARD PAYMENT INFORMATION

MASTERCARD/MSA ACCOUNT NUMBER:

EXPIRATION DATE:

_	MASTERCARD/VISA ACCOUNT NOMBER:											EXPIRATION DATE:									
MASTERCARD																					
																	MON	TH	YE	AR	
										ÄUTH	ORIZEC	SIGN	TURE	-				DATE		_	

SEE PUBLIC BURDEN ESTIMATE ON REVERSE

FCC FORM 159 JULY 1997 (REVISED)